



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Schoenfeld *et al.*

SERIAL NUMBER: 09/806,400

EXAMINER: Ronald B. Schwadron

FILING DATE: March 30, 2001

ART UNIT: 1644

FOR: COMPOSITIONS FOR THE PREVENTION AND/OR TREATMENT OF
ATHEROSCLEROSIS

Mail Stop RCE

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

RESPONSE TO NOVEMBER 29, 2006 FINAL OFFICE ACTION

This paper is in response to the June 25, 2008 Notification of Non-Compliant Appeal Brief, the Appeal Brief filed August 27, 2007, the Notice of Appeal filed May 25, 2007 and the Final Office Action mailed November 29, 2006. A Petition for a Two-Month Extension of Time and the required fee are filed herewith. With this extension, these documents are due on or before September 25, 2008.

Applicants also submit herewith a Request for Continued Examination under 37 C.F.R. § 1.114 and the required fee under 37 C.F.R. § 1.17(e) and submit a Supplemental Information Disclosure Statement. Specifically, Applicants are withdrawing the instant application from appeal and reopening prosecution in accordance with MPEP § 1215.01.

Applicants believe no additional fees are due with this response. However, the Commissioner is hereby authorized to charge any fees that may be due, or credit any overpayment of same, to Deposit Account No. 50-0311, Reference No. 25619-501.

A listing of claims which begins on page 2 of this paper is included for the Examiner's convenience. Applicants have not amended the claims in this response.

Remarks are shown starting on page 3 of this paper.